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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHENG CHAN,) Case no. 3:20-cv-03389-WHO
Plaintiff,)
v.) JOINT STIPULATION TO VOLUNTARY
KILOLO KIJAKAZI,) REMAND PURSUANT TO SENTENCE
Acting Commissioner of Social Security,) FOUR OF 42 U.S.C. § 405(g) AND TO
Defendant.) ENTRY OF JUDGMENT;
) [PROPOSED] ORDER
)
)

Subject to the Court's approval, the parties hereby stipulate that the above-entitled action shall be remanded to the Commissioner of Social Security for further administrative proceedings, pursuant to sentence four of Section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

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Upon remand, the Appeals Council will remand the case to an administrative law judge (ALJ) for a new decision. The Appeals Council will instruct the ALJ to reconsider the severity of Plaintiff's impairments, reevaluate the medical evidence, and reevaluate Plaintiff's symptoms and subjective statements. The Appeals Council will instruct the ALJ to consider whether the special medical-vocational profile described in 20 C.F.R. § 416.962(b) ("Adverse Profile") is applicable in this case. The Appeals Council will instruct the ALJ to take further action, as warranted, to complete the administrative record and resolve the above issues. The parties further request that the Court direct the Clerk of the Court to enter a final judgment in favor of Plaintiff and against Defendant, reversing his final decision.

Respectfully submitted,

Date: *October 12, 2021*

/s/ *Lydia Chao*
LYDIA CHAO
Attorney for Plaintiff (signature authorized by email)

Date: *October 12, 2021*

STEPHANIE HINDS
Acting United States Attorney

Julie Cummings
Social Security Administration
Of Counsel

/s/ *Timothy R. Bolin*
TIMOTHY R. BOLIN
Special Assistant U.S. Attorney
Attorneys for Defendant

Carol S. Clark
Social Security Administration
Of Counsel

ORDER

Based upon the foregoing stipulation, THE COURT ORDERS that the above-captioned action be remanded to the Commissioner of Social Security for further proceedings pursuant to sentence four of Section 205(g) of the Social Security Act, 42 U.S.C. § 405(g), and that

1 judgment be entered for Plaintiff. On remand from this Court, the Appeals Council will remand
2 the case to an administrative law judge for a new decision.

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4 Date: October 12, 2021

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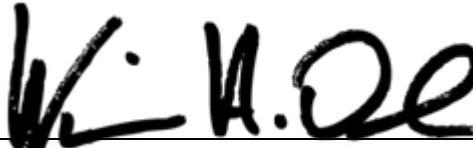
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HON. WILLIAM H. ORRICK
United States District Court Judge